IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 9246 of 1995

For Approval and Signature:

Hon'ble MR.JUSTICE H.R.SHELAT

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

ORIENT ABRASIVES LTD

Versus

GEB

Appearance:

MR SB VAKIL for Petitioner

MR PK PANCHOLI for Respondent No. 1

A.G.P.for Respondent No. 2

CORAM : MR.JUSTICE H.R.SHELAT

Date of decision: 26/09/2000

ORAL JUDGEMENT

By this application, the petitioner challenges the supplementary bill issued by the Gujarat Electricity Board after its premises were inspected etc. On going through the records and hearing the parties, I for the

following reason find no reason to entertain this petition and dispose the same of on merits.

2. It appears from the record that the petitioner has filed Special Civil Suit No. 17 of 1995 and the Gujarat Electricity Board has also filed Special Civil Suit No. 55 of 1998 in the Court of Civil Judge (S.D.) at Porbandar for the same relief. When efficacious remedy is already resorted to by the parties, this application cannot be entertained, and on that count alone it is required to be dismissed.

3. This application is, therefore, accordingly dismissed. The learned Civil Judge (S.D.) at Porbandar is directed to dispose of both the abovementioned suits latest by 30th April, 2001. Till the suits are disposed of, the Gujarat Electricity Board shall take no step to recover the amounts of the supplementary bill.

Rule discharged.

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